



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Kennedy, T. Scott

Application No: 10/764,271

Filed: 1/23/04

For: *Apparatus and Method for Filling  
Trays*


Examiner: Not Assigned

Art Unit: 3751

Attorney Document No.: RCX-023.01

**Certificate of Mailing**

I hereby certify that the instant "*Response to Notice to File Missing Parts*" is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail in a postage-prepaid envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9/30/04 By:   
Date of Signature and Mail Deposit Brett Clemens

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

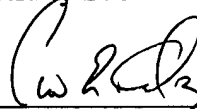
Enclosed is a check in the amount of \$1,702.00 for the above-identified application. This check covers the filing fee (\$385.00), fee for 123 claims over 20 (\$1,107.00), fee for multiple dependent claims (\$145.00), and the surcharge fee (\$65.00). Also enclosed is a set of replacement drawings (Figures 1-10) in compliance with 37 CFR 1.84 and 37 CFR 1.121, an executed Declaration for Patent Application, and a copy of the Notice to File Missing Parts.

Although we believe that we have submitted the correct amount to cover the above-listed items, the Commissioner is authorized to credit any overpayment or charge any deficiencies to our **Deposit Account No. 06-1448, Ref. RCX-023.01.**

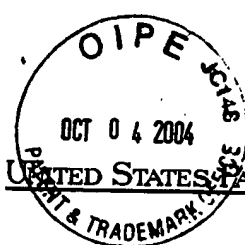
Respectfully Submitted,

Date: September 30, 2004

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/764,271         | 01/23/2004             | T. Scott Kennedy      | RCX-023.01             |

25181  
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CONFIRMATION NO. 6177

## FORMALITIES LETTER



\*OC000000012494111\*

Date Mailed: 04/30/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

- The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figure(s) 1B.
- The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 2.
- Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 1A & 1B.

10/06/2004 RHEBRIGHT 00000091 10764271

01 FC:2051  
02 FC:2001  
03 FC:2202  
04 FC:2203

65.00 DP  
395.00 DP  
1107.00 DP  
150.00 DP

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1252** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1702** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1252**
  - **\$1107** for **123** total claims over 20.
  - **\$145** for multiple dependent claim surcharge.

Replies should be mailed to:    Mail Stop Missing Parts  
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   P.O. Box 1450  
   Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

P. Phuong  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE